

**CIVIL JURY TRIAL**

Date: May 9, 2011 Case No: 1:10cv731 Commenced: 10:00 a.m. (nmcc)  
 Before the Honorable: Claude M. Hilton Lunch Recess: \_\_\_\_\_  
 Court Reporter: T. Westfall Case To Jury : \_\_\_\_\_  
 Jury Returned: \_\_\_\_\_  
 Jury Excused: 5:40 p.m.  
 Case Concluded: \_\_\_\_\_

<u>PARTIES</u>	<u>COUNSEL</u>
BANK OF AMERICA, N.A. vs. CHRISTOPHER ANDREW SANDS	Michael Hass, Kristina Longo, John Steren  John Raftery, Thomas Repczynski

**THIS MATTER CAME ON FOR TRIAL BY JURY.** Appearances of parties and counsel. The Jurors appeared as summoned and were sworn on voir dire. 8 Jurors were selected and sworn to try issues. Jury List provided to Jury Clerk.

**JURY TRIAL DAY 1** Preliminary matters: Pltf's motion to read deposition transcript of unavailable witness (Mr. Munns) is granted; voir dire question discussed. MOTIONS: Pltf's Motion to Dismiss Counts 3 and 4 is GRANTED; Trial will proceed on Counts 1 and 2.

**RULE ON WITNESSES** ( ) **OPENING STATEMENTS** (X)

**Plaintiff Adduced Evidence** (X) **Motions:** \_\_\_\_\_

**Defendant(s) Adduced Evidence and Rests** ( ) **Motions:** \_

Rebuttal Evidence Adduced ( ) Sur-Rebuttal Evidence Adduced ( ) Evidence Concluded ( )

The Jury Returned to the Courtroom With a Verdict of: \_\_\_\_\_

Jury Polled [ ] Jury Discharged [ ] Jury Verdict Filed in Open Court [ ]  
 Deft(s) Remanded [ ] Deft(s) Continued on Present Bond [ ]  
 PSIR Ordered [ ] Deft(s) Directed to Report to P.O. [ ]

Case Continued To: Tuesday, May 10, 2011 @ 10:00 a.m.

For Jury Trial Day 2